

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF TEXAS

LAREDO DIVISION

United States District Court
Southern District of Texas
FILED

JUL - 7 2004 BM

Michael N. Milby, Clerk
Laredo Division

UNITED STATES OF AMERICA

VS.

NOE LOPEZ (1)

SIMON LOPEZ(2)

JOSE FELIX FIERRO

a/k/a "EL GALLO"(3)

FRANCISCO ANTONIO CANSINO

a/k/a "TONY"(4)

SERGIO BARRAGAN (5)

GERARDO GARZA a/k/a "JERRY" (6)

JESUS DEL ANGEL SALDIVAR

a/k/a "CHUY" (7)

JOSE ANGEL SOLIS (8)

JUAN ERASMO RODRIGUEZ (9)

MICHAEL LAFAYETTE CAYRUTH

a/k/a "MIKE" (10)

ROBERT LEONARD MCDOW

a/k/a LOUIS SHAQVILLE JOHNSON

a/k/a "CHAVEZ"(11)

GEORGE PAUL COROSINE

a/k/a "DEEJAY G-O"(12)

JESUS MORENO(13)

NOE LOPEZ, JR.(14)

ADRIANA LAURA CORTEZ(15)

JORGE IBARRA a/k/a "EL MORRO" (16)

ANDREW RUBALCABA(17)

LEON RUBALCABA (18)

DAVID VASQUEZ (19)

JUAN IBARRA (20)

ELEUTERIO LIENDO(21)

RICARDO VILLARREAL(22)

JUAN ANTONIO TREVINO(23)

RICARDO CRUZ(24)

JUAN MONTALVO FLORES(25)

ARTURO VIDALES(26)

JORGE VIDALES AGUILAR(27)

CR. NO.

L-04-1374

INDICTMENT

THE UNITED STATES GRAND JURY CHARGES:

INTRODUCTION

At all times material to this Indictment:

1. **NOE LOPEZ and SIMON LOPEZ** are the heads of an organization and enterprise operating out of Texas, Georgia and elsewhere which distributes marihuana and cocaine.
2. **NOE LOPEZ and SIMON LOPEZ** receive cash money from the sale of marihuana and cocaine.
3. **NOE LOPEZ and SIMON LOPEZ** individually and through known and unknown co-conspirators recuite numerous individuals in Texas, Georgia and elsewhere to perform a variety of functions critical to the success of the organization.
4. **JOSE FELIX FIERRO a/k/a "EL GALLO, FRANCISCO ANTONIO CANSINO a/k/a "TONY", SERGIO BARRAGAN, GERARDO GARZA, a/k/a "JERRY", JESUS DEL ANGEL SALDIVAR a/k/a "CHUY", JOSE ANGEL SOLIS, JUAN ERASMO RODRIGUEZ, MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE", ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE JOHNSON, a/k/a "CHAVEZ", GEORGE PAUL COROSINE a/k/a "DEEJAY-G-O", JESUS MORENO, NOE LOPEZ, JR., ADRIANA LAURA CORTEZ, JORGE IBARRA a/k/a "EL MORRO", ANDREW RUBALCABA, LEON RUBALCABA, DAVID VASQUEZ, JUAN IBARRA, ELEUTERIO LIENDO, RICARDO VILLARREAL, JUAN ANTONIO TREVINO, RICARDO CRUZ, JUAN MONTALVO FLORES, ARTURO VIDALES, JORGE VIDALES-AGUILAR, and others assisted, aided and abetted with functions of the organization to include, the receipt, supply and distribution of marihuana and cocaine from Texas to various locations within the States of Georgia, North Carolina, Tennessee and other locations and in the collection of proceeds from the distribution of said controlled substances.**

COUNT ONE

(Continuing Criminal Enterprise)

Beginning on or about January 9, 1996 and continuing through the date of this indictment, in the Southern District of Texas and elsewhere, and within the jurisdiction of the Court, defendants,

**NOE LOPEZ and
SIMON LOPEZ**

did knowingly and intentionally engage in a Continuing Criminal Enterprise, in that the Defendants did unlawfully, intentionally, and knowingly violate Title 21, United States Code, Sections 841(a)(1),

and 846, including but not limited to the violations as alleged in Counts 2,3,4,5,6,7,8,9, 10 and 11 of this indictment, which counts are re-alleged and incorporated herein by reference, which violations were part of a continuing series of violations of Title 21, United States Code, undertaken by the Defendants in concert with five or more other persons with respect to whom the Defendants occupied a position of organizer, a supervisor position and a position of management, from which the defendants obtained substantial income and resources.

In violation of Title 21, United States Code, Sections 848(a) and 848(c)

COUNT TWO
(Drug Conspiracy)

Beginning from on or about January 9, 1996 and continuing through the date of this indictment, in the Southern District of Texas, and elsewhere within the jurisdiction of this Court defendants,

**NOE LOPEZ
SIMON LOPEZ
JOSE FELIX FIERRO a/k/a "EL GALLO,
FRANCISCO ANTONIO CANSINO a/k/a "TONY,
SERGIO BARRAGAN,
GERARDO GARZA, a/k/a "JERRY",
JESUS DEL ANGEL SALDIVAR a/k/a "CHUY",
JOSE ANGEL SOLIS,
JUAN ERASMO RODRIGUEZ,
MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE",
ROBERT LEONARD MCDOW a/k/a
LOUIS SHAGVILLE JOHNSON, a/k/a "CHAVEZ",
GEORGE PAUL COROSINE a/k/a "DEEJAY G-O"
JESUS MORENO,
NOE LOPEZ, JR.,
JORGE IB ARRA a/k/a "EL MORRO",
ANDREW RUBALCABA,
LEON RUBALCABA
DAVID VASQUEZ
JUAN IBARRA
ELEUTERIO LIENDO
RICARDO VILLARREAL
JUAN ANTONIO TREVINO
RICARDO CRUZ
JUAN MONTALVO-FLORES**

**ARTURO VIDALES and
JORGE VIDALES-AGUILAR**

did knowingly and intentionally conspire and agree together and with each other and others known and unknown to the Grand Jury to commit the following offenses against the United States:

1. To possess with intent to distribute a Scheduled I controlled substance, to wit: a quantity in excess of 1,000 kilograms of marihuana in violation of Title 21, United States Code, Section 841(a)(1);
2. To possess with intent to distribute a Scheduled II controlled substance, to wit: a quantity in excess of 5 kilograms of cocaine in violation of Title 21, United States Code, Section 841(a)(1);
3. To distribute a controlled substance, to wit: a quantity in excess of 1,000 kilograms of marihuana in violation of Title 21, United States Code, Section 841(a)(1);
4. To distribute a controlled substance, to wit: a quantity in excess of 5 kilograms of cocaine in violation of Title 21, United States Code, Section 841(a)(1);

In violation of Title 21, United States Code, Section 846, 841(a)(1) and 841(b)(1)(A).

MANNER AND MEANS

1. It was part of the conspiracy to recruit individuals to perform various functions critical to the success of the organization.
2. It was further part of the conspiracy that individuals recruited assisted in the storage, wrapping, transportation, loading, unloading and delivery of the drug shipments and, in the collection, storing, wrapping, transportation and delivery of the drug proceeds.
3. It was further part of the conspiracy to use commercial tractor trailers and other means to transport cocaine and marihuana from the State of Texas to Georgia, North Carolina and elsewhere.
4. It was further part of the conspiracy to deliver the marihuana and cocaine to various distributors upon arrival of the drug shipment to its destination.

OVERT ACTS

In furtherance of this conspiracy, and to effect and accomplish the objects of the conspiracy, one or more of the defendants, or co-conspirators, both indicted and unindicted, and other persons known and unknown to the Grand Jury, performed or caused the performance of certain overt acts in the Southern District of Texas and elsewhere, including but not limited to the following

1. On or about July 13, 2000 **NOE LOPEZ and SIMON LOPEZ**, arranged with **JOSE ANGEL SOLIS** to transport approximately 1,700 pounds of marihuana to ~~via tractor trailer from Laredo, Texas to a warehouse in the State of Georgia.~~
2. On or about July 14, 2000, **JOSE ANGEL SOLIS**, recruited a driver on behalf of **NOE LOPEZ and SIMON LOPEZ** to transport marihuana to the State of Georgia.
3. On or about May 23, 2001, **JUAN ERASMO RODRIGUEZ**, possessed with intent to deliver approximately 1,600 pounds of marihuana.
4. On or about November 19, 2001, **JUAN IBARRA** delivered a load of approximately 250 pounds of marihuana to Averitt Express in Laredo, Texas for shipment to the State of Tennessee.
5. On or about February 5, 2002, **MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE"** possessed with intent to distribute approximately 200 pounds of marihuana and 3 pounds of cocaine.
6. On or about February 5, 2002 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** delivered drug proceeds to **JUAN ERASMO RODRIGUEZ** in the State of Georgia.
7. On or about February 5, 2002, **ANTONIO "TONY" CANSINO and SERGIO BARRAGAN** maintained a residence in the State of Georgia used to carry on and promote drug trafficking.
8. On or about February 8, 2002, **NOE LOPEZ** asked **GERARDO GARZA a/k/a "JERRY"**, to take charge of the drug operations for the Lopez organization in the State of Georgia.
9. On or about February 12, 2002, **GERARDO GARZA a/k/a "JERRY"**, leased an apartment at 1655 Centerview Drive in Duluth, Georgia to be used in promoting the drug trafficking activities of the Lopez organization.
10. On or about February 21, 2002 **GERARDO GARZA a/k/a "JERRY"**, traveled from Laredo, Texas to Georgia to assist the Lopez drug trafficking organization to collect drug proceeds from **ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE-JOHNSON, a/k/a "CHAVEZ"** and **GEORGE PAUL CORISENE a/k/a "DEEJAY G-O"**.
11. On or about June of 2002, **JESUS SALDIVAR a/k/a "CHUY"** recruited **DAVID VASQUEZ** to assist **NOE and SIMON LOPEZ** in carrying on their drug trafficking activities in the State of Georgia and elsewhere.
12. On or about June of 2002 **DAVID VASQUEZ** leased warehouse space and an apartment in the State of Georgia for use in the promotion of the Lopez drug

trafficking organization.

13. On or about July of 2002 **NOE LOPEZ and SIMON LOPEZ** arranged for approximately 1,000 pounds of marihuana to be delivered to the State of Georgia.
14. On or about August of 2002 **SIMON LOPEZ** arranged for approximately 500 pounds of marihuana to be delivered to a warehouse in the State of Georgia.
15. On or about September of 2002 **NOE LOPEZ and SIMON LOPEZ** arranged for approximately 1,000 pounds of marihuana to be delivered to a warehouse in the State of Georgia.
16. On or about September of 2002 **ANDREW RUBALCABA AND LEON RUBALCABA** transported and delivered approximately 1,000 pounds of marihuana from Laredo, Texas to a warehouse in the State of Georgia.
17. On or about October 14, 2002 **JESUS SALDIVAR a/k/a "CHUY"** telephoned a subject in Georgia to confirm that 500 pounds of marihuana would be shipped to Georgia.
18. On or about October 16, 2002, **NOE LOPEZ and JOSE FELIX FIERRO a/k/a "EL GALLO"** traveled to the State of Georgia to monitor the delivery of approximately 500 pounds of marihuana to **ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE-JOHNSON, a/k/a "CHAVEZ"**.
19. On or about October 16, 2002 **JESUS MORENO** transported approximately 500 pounds of marihuana in a tractor trailer which were to be delivered in the State of Georgia to **ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE-JOHNSON, a/k/a "CHAVEZ"**.
20. On or about October 16, 2002, **JESUS SALDIVAR a/k/a "CHUY", NOE LOPEZ, SIMON LOPEZ, JOSE FELIX FIERRO a/k/a "EL GALLO", JESUS VILLEGAS MORENO, and ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE-JOHNSON, a/k/a "CHAVEZ"** possessed with intent to distribute approximately 570 pounds of marihuana.
21. On or about June 2, 2003 **NOE LOPEZ, JR.** traveled to the State of Georgia to pick up drug proceeds which were to be transported to Laredo, Texas.
22. On or about June 16, 2003 **JOSE FELIX FIERRO a/k/a "EL GALLO" and NOE LOPEZ, JR.** transported approximately \$145,000.00 in drug proceeds hidden in the walls of an ice chest.
23. On or about June 18, 2003 **NOE LOPEZ** distributed approximately 200 pounds of marihuana to a co-conspirator in the State of Georgia.
24. On or about December 18, 2003, **SIMON LOPEZ** arranged for the storing of

approximately 500 pounds of marihuana at a Laredo, Texas residence.

25. On or about June 8, 2004 ~~SIMON LOPEZ and NOE LOPEZ~~ arranged for the storing and transportation of approximately 2,000 pounds of marihuana.
26. On or about June 10, 2004 **JUAN ANTONIO TREVINO** stored approximately 2,000 pounds of marihuana at his place of business in Laredo, Texas.
27. On or about June 10, 2004, **RICARDO VILLARREAL** recruited a driver to transport a load of approximately 2,000 pounds of marihuana to the State of Georgia.
28. On or about June 10, 2004, **RICARDO VILLARREAL, SIMON LOPEZ and ELEUTERIO LIENDO** met to discuss the transportation of approximately 2,000 pounds of marihuana.
29. On or about June 10, 2004 **SIMON LOPEZ, RICARDO VILLARREAL, RICARDO CRUZ, JUAN MONTALVO FLORES, ARTURO VIDALES, and JORGE VIDALES-AGUILAR** and others possessed with intent to distribute approximately 2,000 pounds of marihuana.

The Grand Jury specifically re alleges and adopts by reference each and every allegation contained in this indictment.

In violation of Title 21, United States Code, Section 846, 841(a)(1) and 841(b)(1)(A).

COUNT THREE
(Possession with Intent to Distribute)

On or about July 16, 2000, in the Southern District of Texas, and elsewhere and within the jurisdiction of this Court,

**JOSE ANGEL SOLIS
NOE LOPEZ and
SIMON LOPEZ**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 100 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18 United States Code, Section 2.

COUNT FOUR
(Possession with Intent to Distribute)

On or about May 23, 2001, in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

**JUAN ERASMO RODRIGUEZ and
NOE LOPEZ**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 100 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18 United States Code, Section 2.

COUNT FIVE
(Possession with Intent to Distribute)

On or about November 19, 2001 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

**SIMON LOPEZ
NOE LOPEZ and
JUAN IBARRA**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 100 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18 United States Code, Section 2.

COUNT SIX
(Possession with Intent to Distribute)

On or about February 5, 2002 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

**SIMON LOPEZ
NOE LOPEZ and
MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE"**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 50 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(C) and Title 18 United States Code, Section 2.

**COUNT SEVEN
(Possession with Intent to Distribute)**

On or about February 5, 2002 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

**SIMON LOPEZ
NOE LOPEZ and
MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE"**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 500 grams of cocaine, a Scheduled II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18 United States Code, Section 2.

**COUNT EIGHT
(Possession with Intent to Distribute)**

On or about September 27, 2002 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

**DAVID VASQUEZ
ANDREW RUBALCABA
LEON RUBALCABA
SIMON LOPEZ and
NOE LOPEZ**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute

a controlled substance. This violation involved in excess of 100 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18 United States Code, Section 2.

COUNT NINE
(Possession with Intent to Distribute)

On or about October 16, 2002 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

JESUS VILLEGA MORENO
JOSE FELIX FIERRO a/k/a "EL GALLO"
JESUS SALDIVAR a/k/a "CHUY"
SIMON LOPEZ
NOE LOPEZ

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 100 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18 United States Code, Section 2.

COUNT TEN
(Possession with Intent to Distribute)

On or about December 18, 2003 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

SIMON LOPEZ

did knowingly and intentionally aided and abetted by others possessed with intent to distribute a controlled substance. This violation involved in excess of 100 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(B) and Title 18

United States Code, Section 2.

COUNT ELEVEN
(Possession with Intent to Distribute)

On or about June 10, 2004 in the Southern District of Texas, and elsewhere, and within the jurisdiction of this Court,

**SIMON LOPEZ
NOE LOPEZ
ELEUTERIO LIENDO
RICARDO VILLARREAL
JUAN ANTONIO TREVINO
RICARDO CRUZ
JUAN MONTALVO-FLORES
ARTURO VIDALES and
JORGE VIDALES-AGUILAR**

aiding and abetting each other did knowingly and intentionally possess with intent to distribute a controlled substance. This violation involved in excess of 1000 kilograms of marihuana, a Scheduled I controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and (b)(1)(A) and Title 18 United States Code, Section 2.

COUNT TWELVE
(Money Laundering Conspiracy)

Beginning from on or about June 22, 2000 and continuously thereafter up and including to the date of this indictment, in the Southern District of Texas, and elsewhere within the jurisdiction of this Court,

**NOE LOPEZ
SIMON LOPEZ
JOSE FELIX FIERRO a/k/a "EL GALLO,
FRANCISCO ANTONIO CANSINO a/k/a "TONY,
SERGIO BARRAGAN,
GERARDO GARZA, a/k/a "JERRY",
JESUS DEL ANGEL SALDIVAR a/k/a "CHUY",
JUAN ERASMO RODRIGUEZ,
MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE",
ROBERT LEONARD MCDOW a/k/a
LOUIS SHAGVILLE JOHNSON, a/k/a "CHAVEZ",**

GEORGE PAUL COROSINE a/k/a "DEEJAY G-O"
NOE LOPEZ, JR.,
ADRIANA LAURA CORTEZ,
JORGE IBARRA a/k/a "EL MORRO", and
DAVID VASQUEZ

did knowingly and intentionally conspire and agree together and with each other, and with others known and unknown to the Grand Jury, to commit certain offenses against the United States, to wit:

1. To knowingly conduct and attempt to conduct a financial transaction, the activities of which affect interstate and foreign commerce, which involved the proceeds of a specified unlawful activity, that is, drug trafficking, as described in this indictment, in violation of Title 21, United States Code, Sections 846, and 841(a)(1), with the intent to promote the carrying on of said specified unlawful activity, and knowing that the property involved in the financial transaction, represented the proceeds of some form of unlawful activity in violation of Title 18, United States Code, Section 1956(a)(1)(A)(i).

2. To knowingly conduct and attempt to conduct a financial transaction, the activities of which affect interstate and foreign commerce, which involved the proceeds of a specified unlawful activity, that is, drug trafficking, as described in this Indictment, in violation of Title 21, United States Code, Sections 846, and 841(a)(1) knowing that the transaction was designed in whole or in part to conceal and disguise the nature, ownership, control and source of the proceeds of the specified unlawful activity, and knowing that the property involved in the financial transaction, represented the proceeds of some form of unlawful activity in violation of Title 18, United States Code, Section 1956(a)(1)(A)(ii).

MANNER AND MEANS

1. It was part of the conspiracy to collect the drug profits from the distribution of bulk quantities of cocaine and marihuana from the various drug distributors in Georgia, North Carolina, and elsewhere.
2. It was further part of the conspiracy to conceal the drug proceeds in ice chests and other containers in preparation for transportation of the drug proceeds from Georgia, North Carolina and elsewhere to the State of Texas.
3. It was further part of the conspiracy to transport United States Currency from the States of Georgia, North Carolina and elsewhere in vehicles or tractor trailers and deliver the proceeds to co-conspirators in Laredo, Texas.
4. It was further part of the conspiracy for defendants to use drug proceeds to pay for drug debts, airline tickets, leases on vehicles, rent on apartments, homes and warehouses, hotels, commodities, cellular telephones and to wire money via Western Union transfers to promote the carrying on of the drug trafficking as described in this indictment.

OVERT ACTS

~~In furtherance of this conspiracy, and to effect and accomplish the objects of the conspiracy,~~
one or more of the defendants, or co-conspirators, both indicted and unindicted, and other persons known and unknown to the Grand Jury, performed or caused the performance of certain overt acts in the Southern District of Texas and elsewhere, including but not limited to the following;

1. On or about February 21, 2001 in Duluth, Georgia, **NOE LOPEZ** used drug proceeds to pay Amerisuites hotel charges in the amount of \$357.08.
2. On or about February 23, 2001 in Duluth, Georgia, **NOE LOPEZ** used drug proceeds to pay Amerisuites hotel charges in the amount of \$535.62.
3. On or about April 23, 2001, **NOE LOPEZ** and **SIMON LOPEZ** by and through an associate paid \$4,200.00 in U.S. currency which was proceeds from drug trafficking. to rent an apartment at 915 Campbell Gate in Georgia.
4. On or about May 4, 2001, in the State of Georgia, **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** used drug proceeds to pay Candlewood Suites hotel charges in the amount of \$201.14.
5. On or about May 26, 2001, in the State of Georgia, **GERARDO GARZA a/k/a "JERRY"** used drug proceeds to pay Amerisuites hotel charges in the amount of \$270.31.
6. On or about July 24, 2001 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** used drug proceeds to pay an aggregate amount of \$444.75 for airline fare and fees to travel from Laredo, Texas to Atlanta, Georgia.
7. On or about July 28, 2001 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** used drug proceeds to pay charges in the amount of \$393.79 for a car rental from Alamo- Rent a Car in Atlanta, Georgia
8. On or about August 27, 2001 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** used drug proceeds to pay charges in the amount of \$257.40 for a car rental from Alamo- Rent a Car in Atlanta, Georgia.
9. On or about September 1, 2001 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** used drug proceeds to pay charges in the amount of \$670.75 for an airline ticket from San Antonio to Atlanta, Georgia.
10. On or about September 2, 2001 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** used drug proceeds to pay charges in the amount of \$470.52 for a car rental from Alamo- Rent a Car in Atlanta, Georgia.
11. On or about January 10, 2002 **FRANCISCO ANTONIO CANSINO a/k/a**

"TONY" rented a vehicle from Accent Rent-A-Car in Georgia for use in the promotion and carrying on of the drug trafficking activities.

12. On or about January 29, 2002, **SERGIO BARRAGAN AND FRANCISCO ANTONIO CANSINO a/k/a "TONY"** wired drug proceeds in the amount of \$900.00 from the State of Georgia to Laredo, Texas via Western Union Transfer #830-802-9304.
13. On or about January 29, 2002, **SERGIO BARRAGAN AND FRANCISCO ANTONIO CANSINO a/k/a "TONY"** wired drug proceeds in the amount of \$900.00 from the State of Georgia to Laredo, Texas via Western Union Transfer #830-802-9432 to **JORGE IBARRA**.
14. On or about January 29, 2002, **SERGIO BARRAGAN AND FRANCISCO ANTONIO CANSINO a/k/a "TONY"** wired drug proceeds in the amount of \$900.00 from the State of Georgia to Laredo, Texas via Western Union Transfer #830-132-5180.
15. On or about January 31, 2002 in the State of Georgia, **NOE LOPEZ**, used drug proceeds to pay charges for a room at the Marriot Residence Inn.
16. On or about January 31, 2002, **FRANCISCO ANTONIO CANSINO a/k/a "Tony"**, went to LC Trucking at 4674 Clark Howell Hwy., College Park, Georgia to pick up drug proceeds from **MICHAEL LAFAYETTE CAYRUTH, a/k/a/ "MIKE"**.
17. On or about February 2, 2002 **NOE LOPEZ**, and **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** received drug proceeds from **GEORGE PAUL COROSINE a/k/a "DEEJAY G-O"** at the parking lot of an Atlanta, Georgia area restaurant.
18. On or about February 2, 2002 **FRANCISCO ANTONIO CANSINO a/k/a "Tony"** collected drug proceeds from **ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE JOHNSON, a/k/a "CHAVEZ"** at a residence at 665 Greenwood in the Atlanta, Georgia area.
19. On or about February 5, 2002 **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** and **SERGIO BARRAGAN**, transported drug proceeds to a residence at 915 Campbell Gate in the State of Georgia.
20. On or about February 5, 2002 in the State of Georgia, **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** delivered approximately \$143,740.00 in drug proceeds to **JUAN ERASMO RODRIGUEZ**.
21. On or about February 5, 2002, **JUAN ERASMO RODRIGUEZ**, carried the drug proceeds received from **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** in Georgia onto a tractor trailer for transportation to the Laredo, Texas area.

22. On or about February 5, 2002, **FRANCISCO ANTONIO CANSINO a/k/a "TONY"** stored approximately \$574,000.00 dollars in drug proceeds at a residence located at 915 Campbell Gate in the State of Georgia.
23. On or about February 5, 2002, **MICHAEL LAFAYETTE CAYRUTH, a/k/a "MIKE"**, stored approximately \$11,743.00 in drug proceeds at LC Trucking at 4674 Clark Howell Hwy., College Park, Georgia.
24. On or about February 7, 2002 **NOE LOPEZ** used drug proceeds to pay cash in the amount of \$535.62 to Comfort Suites in Duluth, Georgia by and through another.
25. On or about February 12, 2002 **GERARDO GARZA a/k/a "JERRY"** used drug proceeds to pay \$602.50 to Prescott Fairfield properties in the State of Georgia for the rental of an apartment.
26. On or about February 12, 2002 **NOE LOPEZ, GERARDO GARZA a/k/a "JERRY"**, and other co-conspirators traveled to an apartment in Georgia and collected approximately \$80,000.00 in drug proceeds from **GEORGE PAUL CORISENE a/k/a "DEEJAY G-O"**.
27. On or about February 21, 2002 **GERARDO GARZA a/k/a "JERRY"**, traveled from Laredo, Texas to Georgia to assist the Lopez drug trafficking organization to collect drug proceeds.
28. On or about February 23, 2002 **ROBERT LEONARD MCDOW a/k/a LOUIS SHAGVILLE-JOHNSON, a/k/a "CHAVEZ"** delivered approximately \$1,061,000.00 in drug proceeds to **GERARDO GARZA a/k/a "JERRY"**.
29. On or about February 24, 2002, **GERARDO GARZA a/k/a "JERRY"** attempted to transport approximately \$1,061,000.00 in drug proceeds from Georgia to Texas.
30. On or about June 4, 2002, **NOE LOPEZ** and **SIMON LOPEZ** delivered drug proceeds to a co-conspirator in the approximate amount of \$6,000.00 to be used for payment for rent on a warehouse in the State of Georgia.
31. On or about June of 2002 **DAVID VASQUEZ** used drug proceeds to lease warehouse space in the State of Georgia for use in the carrying on and promotion of drug trafficking for the Lopez drug trafficking organization.
32. On or about June of 2002 **DAVID VASQUEZ** used drug proceeds to lease an apartment in the State of Georgia for use in the carrying on and promotion of drug trafficking for the Lopez drug trafficking organization.
33. On or about July of 2002 **JESUS SALDIVAR a/k/a "CHUY"** and **JOSE FELIX FIERRO a/k/a "ELGALLO"** concealed drug proceeds in the walls of ice chests at an apartment in the State of Georgia for transportation of the drug proceeds to Laredo, Texas.

34. On or about August of 2002 **SIMON LOPEZ, JESUS SALDIVAR a/k/a "CHUY" and JOSE FELIX FIERRO a/k/a "EL GALLO"** and other co-conspirators concealed drug proceeds in the walls of ice chests at an apartment in the State of Georgia for transportation of the drug proceeds to Laredo, Texas.
35. On or about September of 2002 **SIMON LOPEZ, JESUS SALDIVAR a/k/a "CHUY" and JOSE FELIX FIERRO a/k/a "EL GALLO"** and other co-conspirators concealed drug proceeds in the walls of ice chests at an apartment in the State of Georgia for transportation of the drug proceeds to Laredo, Texas.
36. On or about October 1, 2002, **SIMON LOPEZ** used drug proceeds to pay cash in the amount of \$11,260.20 for the purchase of a 2000 Sprint Boat in the State of Georgia.
37. On or about October 8, 2002, **JESUS SALDIVAR a/k/a "CHUY"** delivered drug proceeds in the approximate amount of \$6,000.00 for the purchase of cargo van.
38. On or about January 12, 2003 **NOE LOPEZ** used drug proceeds to pay cash in the amount of \$686.50 for a Delta airline ticket to travel from San Antonio, Texas to Atlanta, Georgia.
39. On or about March 13, 2003 **NOE LOPEZ** used drug proceeds to pay for charges incurred in the amount of \$553.50 for one round trip airline ticket from San Antonio, Texas to Atlanta, Georgia.
40. On or about June 2, 2003 **NOE LOPEZ, JR and JOSE FELIX FIERRO a/k/a "EL GALLO"** traveled to Atlanta, Georgia to pick up drug proceeds which were to be transported to Laredo, Texas.
41. On or about June 16, 2003 **JOSE FELIX FIERRO a/k/a "EL GALLO" and NOE LOPEZ, JR.** transported approximately \$142,000.00 in drug proceeds hidden in the walls of an ice chest.
42. On or about August 21, 2003 **SIMON LOPEZ** used drug proceeds to pay charges in the amount of \$680.50 for a Delta airline ticket to travel from Atlanta, Georgia to San Antonio, Texas.
43. On or about September 9, 2003 **NOE LOPEZ** used drug proceeds to pay cash in the amount of \$716.50 for an American airline ticket to travel round trip from Atlanta, Georgia to San Antonio, Texas.
44. On or about October 22, 2003 **SIMON LOPEZ** used drug proceeds to pay charges in the amount of \$683.00 for a Delta airline ticket to travel from Atlanta, Georgia to San Antonio, Texas.
45. On or about November 7, 2003 **SIMON LOPEZ** used drug proceeds to pay charges in the amount of \$681.50 for a Delta airline ticket to travel from San Antonio, Texas

to Atlanta, Georgia.

46. On or about November 12, 2003 ~~SIMON LOPEZ and ADRIANA LAURA CORTEZ~~ transported approximately \$39,000.00 in drug proceeds from North Carolina hidden in a child safety seat.

The Grand Jury specifically re alleges and adopts by reference each and every allegation contained in this indictment.

In violation of Title 18, United States Code Section 1956(h).

NOTICE OF CRIMINAL FORFEITURE
(21 U.S.C. § 853)

Pursuant to Title 21, United States Code, Section 853, as a result of the commission of a violation of Sections 841, 846 and 854 as alleged in Counts 2-11 inclusive, notice is given that the

Defendants:

NOE LOPEZ	(Counts 2, 4, 5, 6, 7, 8, 9, 11)
SIMON LOPEZ	(Counts 2, 3, 5, 6, 7, 8, 9, 10, 11)
JOSE FELIX FIERRO a/k/a "EL GALLO	(Counts 2, 9)
FRANCISCO ANTONIO CANSINO a/k/a "TONY	(Count 2)
SERGIO BARRAGAN	(Count 2)
GERARDO GARZA, a/k/a "JERRY"	(Count 2)
JESUS DEL ANGEL SALDIVAR a/k/a "CHUY"	(Counts 2, 9)
JOSE ANGEL SOLIS	(Counts 2, 3)
JUAN ERASMO RODRIGUEZ	(Counts 2, 4)
MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE"	(Counts 2, 6, 7)
ROBERT LEONARD MCDOW a/k/a	
LOUIS SHAGVILLE JOHNSON, a/k/a "CHAVEZ"	(Count 2)
GEORGE PAUL COROSINE a/k/a "DEEJAY G-O"	(Count 2)
JESUS MORENO	(Counts 2, 9)
NOE LOPEZ, JR.	(Count 2)
JORGE IBARRA a/k/a "EL MORRO"	(Count 2)
ANDREW RUBALCABA	(Counts 2, 8)
LEON RUBALCABA	(Counts 2, 8)
DAVID VASQUEZ	(Counts 2, 8)
JUAN IBARRA	(Counts 2, 5)
ELEUTERIO LIENDO	(Counts 2, 11)
RICARDO VILLARREAL	(Counts 2, 11)
JUAN ANTONIO TREVIÑO	(Counts 2, 11)
RICARDO CRUZ	(Counts 2, 11)
JUAN MONTALVO-FLORES	(Counts 2, 11)
ARTURO VIDALES	(Counts 2, 11)
JORGE VIDALES-AGUILAR	(Counts 2, 11)

shall forfeit to the United States:

(1) property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such violation; and

(2) property used or intended to be used, in any manner or part, to commit, or to facilitate the commission of, such violation; and

In addition, as a result of the commission of a violation of Title 21, United States Code, Section 848, Continuing Criminal Enterprise, as alleged in Count 1 of the indictment, Defendants:

**NOE LOPEZ
and
SIMON LOPEZ**

shall also forfeit to the United States:

(1) the defendants' interest in, claims against, and property or contractual rights affording a source of control over, the continuing criminal enterprise.

The property subject to forfeiture under this notice pursuant to Title 21, United States Code, Section 853, includes, but is not limited to:

About \$15,000,000.00 in United States Dollars.

NOTICE OF CRIMINAL FORFEITURE
(18 U.S.C. § 982)

Pursuant to Title 18, United States Code, Section 982, as a result of the commission of a violation of Section 1956, Money Laundering Conspiracy as alleged in Count 12 of this Indictment, notice is given that the Defendants:

NOE LOPEZ	(Count 12)
SIMON LOPEZ	(Count 12)
JOSE FELIX FIERRO a/k/a "EL GALLO	(Count 12)
FRANCISCO ANTONIO CANSINO a/k/a "TONY	(Count 12)
SERGIO BARRAGAN	(Count 12)
GERARDO GARZA, a/k/a "JERRY"	(Count 12)
JESUS DEL ANGEL SALDIVAR a/k/a "CHUY"	(Count 12)
JUAN ERASMO RODRIGUEZ	(Count 12)

MICHAEL LAFAYETTE CAYRUTH a/k/a "MIKE"	(Count 12)
ROBERT LEONARD MCDOW a/k/a	
LOUIS SHAGVILLE JOHNSON, a/k/a "CHAVEZ"	(Count 12)
GEORGE PAUL COROSINE a/k/a "DEEJAY G-O"	(Count 12)
NOE LOPEZ, JR.	(Count 12)
ADRIANA LAURA CORTEZ	(Count 12)
JORGE IB ARRA a/k/a "EL MORRO"	(Count 12)
DAVID VASQUEZ	(Count 12)

shall forfeit to the United States all property, real and personal, involved in the such offense and all property traceable to such property, including, but not limited to, the following property:

About \$15,000,000.00 in United States Dollars.

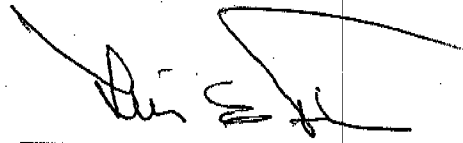
SUBSTITUTE ASSETS

In the event that the property that is subject to forfeiture pursuant to Title 21, United States Code, Sections 841, 846 and 853, and Title 18, United States Code, Sections 1956 and 982 as a result of any act or omission of the defendants:

- (A) cannot be located upon the exercise of due diligence;
- (B) has been placed beyond the jurisdiction of the Court;
- (C) has been transferred or sold to, or deposited with a third party;
- (D) has been substantially diminished in value; or
- (E) has been commingled with other property which cannot be subdivided without difficulty;


It is the intent of the United States to seek forfeiture of any other property of the defendant up to the value of such property, pursuant to Title 21 U.S.C. Section 853 (p) and Title 18, United States Code, Section 982 (b)(1), incorporating Title 21, United States Code, Section 853(p).

A TRUE BILL:



FOREPERSON OF THE GRAND JURY

MICHAEL T. SHELBY
United States Attorney

By: 
MARY LOU CASTILLO
Assistant United States Attorney